

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

JOHN LARMAR BARNES,

Case No. C-1-02-101

Plaintiff.

Judge Spiegel

-vs-

MATTHEW THOMAS,

Defendant.

NOTICE TO USE F.R.E. 404(B) EVIDENCE

Notice is hereby given that Plaintiff intends to use 404(B) evidence in conformity with the Federal Rules of Evidence concerning Defendant Matthew Thomas, and/or witnesses. It has been brought to Plaintiff's attention that Defendant Thomas and/or some listed witnesses have been involved in other bad acts.

Respectfully submitted,

s/Derek A. Farmer _____
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was electronically served on Marianne Pressman, Assistant Attorney General, 1600 Carew Tower, 441 Vine Street, Cincinnati, Ohio 45202 this 20th day of May 2005.

s/Derek A. Farmer _____
Derek A. Farmer